

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jachowicz et al. Confirmation No. 8640
Filed: July 30, 2003 Group Art Unit: 1619
Serial No: 10/630,560 Examiner: J. Venkat
For: HAIR AND SKIN ALTERING AND PROTECTING COMPOSITIONS

DECLARATION OF JANUS JACHOWICZ, ROGER L. MCMULLEN, JR., LINDA C. FOLTIS, JEAN KAROLAK, STEVE OROFINO, BLANCA GOMEZ AND ELLEN S. BOTSCHKA UNDER 37 C.F.R. § 1.131

Sir:

We, Janus Jachowicz, Roger L. McMullen, Jr., Linda C. Foltis, Jean Karolak, Steve Orofino, Blanca Gomez and Ellen S. Botschka, hereby declare and say that:

1. We are the inventors of the above-identified U.S. Patent Application No. 10/630,560 for "Hair and Skin Altering and Protecting Compositions," filed July 30, 2003 ("the Application").
2. On information and belief, ISP Investments, Inc. ("ISP") is the assignee of the entire right, title and interest in this application.
3. Application No. 10/630,560 describes our invention directed to hair and skin altering and protecting compositions.
4. Prior to December 21, 2001, ISP provided certain polymers, including "ACP 1234" described in this Application, to L'Oreal as part of ongoing marketing research. We provided both a presentation and samples of the polymers. A copy of the presentation is attached hereto as Exhibit A. As inventors of the present Application, we conceived and authored subject matter of the disclosure, and we have knowledge of the information provided.

5. Under our supervision and control, the polymers that are described in the present application, and that were disclosed to L'Oreal prior to December 21, 2001, were successfully tested by us in combination with a wide variety of cosmetically acceptable additives for treatment of skin or hair.

6. As used throughout Exhibit A, the abbreviation "DMAPMA" refers to dimethylaminopropylmethacrylamide. The particular polymers described in Exhibit A and disclosed to L'Oreal in this time period are vinyl pyrrolidone/DMAPMA/quaternized dimethylaminopropylmethacrylamide, where the quaternized portion was made by reacting DMAPMA with dodecyl chloride.

7. We further declare that all statements made hereinabove are of our own knowledge and are true, that all statements made on information and belief are believed by us to be true and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 8 of the United States Code and that such willful false statements may jeopardize the validity of a patent application or any patent issuing thereon.

Respectfully submitted,

Date: _____

By: _____
Janus Jachowicz

Date: _____

By: _____
Roger L. McMullen, Jr

Date: _____

By: _____
Linda C. Foltis

Date: _____

By: _____
Jean Karolak

Date: _____

By: _____
Steve Orofino

Date: _____

By: _____
Blanca Gomez

Date: _____

By: _____
Ellen S. Botschka